

CASE NO. PD-0804-19

JOE LUIS BECERRA

§ **IN THE COURT OF**

FILED
COURT OF CRIMINAL APPEALS
8/21/2019

v.

§ **CRIMINAL APPEALS**

DEANA WILLIAMSON, CLERK

THE STATE OF TEXAS

§ **AUSTIN, TEXAS**

**STATE'S MOTION FOR EXTENSION OF TIME
TO FILE STATE'S REPLY TO
APPELLANT'S PETITION FOR DISCRETIONARY REVIEW**

COMES NOW, the State of Texas, by and through her Assistant District Attorney, Nathaniel T. Wood, and files this Motion for Extension of Time to File the State's Reply to Appellant's Petition for Discretionary Review. Pursuant to Rule 10.5(b), Texas Rules of Appellate Procedure, the State would show in support of her action that:

1. The case is styled The State of Texas v. Joe Luis Becerra, trial court cause no. 14-03925-CRF-361, out of the 361st District Court, Brazos County, Texas.
2. The Tenth Court of Appeals affirmed Appellant's conviction on June 12, 2019 in case no. 10-17-00143-CR. *See Becerra v. State*, No. 10-17-00143-CR, 2019 WL 2479957, at *1 (Tex. App.—Waco June 12, 2019, pet. filed).
3. The Tenth Court of Appeals denied Appellant's motion for rehearing on July 5, 2019.
4. Appellant filed his petition for discretionary review on Monday, August 5, 2019.
5. The State's reply to the petition for discretionary review is due August 20, 2019.

6. The length of time requested is until September 4, 2019 (15 days).
7. This is the first request for an extension.
8. And as good cause the State's attorney, Nathaniel T. Wood, would show this Court that this request is made because he has filed or is currently working on the following response(s) or is involved in the following case setting(s):
 - The State of Texas v. Ricardo Tobias, Case No. 13-02737-CRF-272. Hearing on Motion to Suppress held August 5 & 6. State's Notice of Appeal filed in trial court on August 6, 2019.
 - In the Interest of T.B., and Adult, in the Tenth Court of Appeals, Case No. 10-19-00190-CV. This case is an expedited mental health appeal. The State filed its brief on August 16, 2019.
 - Everett Dale Webb v. The State of Texas, PD-0551-19. State's reply to Appellant's petition for discretionary review is due August 24, 2019.
 - Gary McGruder v. The State of Texas, in the Tenth Court of Appeals, Case No. 10-19-00064-CR. State's brief due on September 6, 2019.
 - The State of Texas v. Cedric Nugent, Cause No. 15-05253-CRF-361, Motion for New Trial alleging juror misconduct filed August 19, 2019.

This request is not made for purposes of delay but so that justice may be served.

Respectfully submitted,

/s/ Nathaniel T. Wood
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CERTIFICATE OF SERVICE

I, Nathaniel T. Wood, do hereby certify that a true and correct copy of the State's Motion for Extension of Time to File State's Reply to Appellant's Petition for Discretionary Review was emailed to LANE THIBODEAUX <lanet1@msn.com> on August 20, 2019.

/s/ Nathaniel T. Wood